
TITLE 405 OFFICE OF THE SECRETARY OF FAMILY AND SOCIAL SERVICES

Notice of Intent to Adopt a Rule

LSA Document #12-488

Under [IC 4-22-2-23](#), the Office of the Secretary of Family and Social Services intends to adopt a rule concerning the following:

OVERVIEW: Adds [405 IAC 1-8-5](#) and [405 IAC 1-10.5-6](#) in accordance with changes made to Indiana state law by Public Law 229-2011 (SECTION 281). SECTION 281 authorizes implementation of an assessment fee on certain hospitals and directs the Family and Social Services Administration (FSSA) Office of Medicaid Policy and Planning (OMPP) to revise the Medicaid inpatient and outpatient reimbursement methodology for certain hospitals. This rule amendment implements the assessment fee and reimbursement methodology changes authorized by Public Law 229-2011. The hospital assessment fees will be used to cover the nonfederal share of disproportionate share hospital (DSH) payments as well as to increase Medicaid inpatient and outpatient payment rates to the aggregate level of reimbursement that would be paid under Medicare payment principles. These changes are authorized by Public Law 229-2011, SECTION 281(r), and continue through June 30, 2013. Statutory authority: [IC 12-15-1-10](#); [IC 12-15-21-2](#).

For purposes of [IC 4-22-2-28.1](#), the Small Business Regulatory Coordinator for this rule is:

Penny Lewis
Indiana Family and Social Services Administration
Office of Medicaid Policy and Planning
Indiana Government Center South
402 West Washington Street
Indianapolis, IN 46204
(317) 233-2834
penny.lewis@fssa.in.gov

For purposes of [IC 4-22-2-28.1](#), the Small Business Ombudsman designated by [IC 5-28-17-5](#) is:

Eric P. Shields
Indiana Economic Development Corporation
One North Capitol, Suite 700
Indianapolis, IN 46204
(317) 234-3997
smallbizombudsman@iedc.in.gov

Resources available to regulated entities through the small business ombudsman include the ombudsman's duties stated in [IC 5-28-17-5](#), specifically [IC 5-28-17-5\(9\)](#), investigating and attempting to resolve any matter regarding compliance by a small business with a law, rule, or policy administered by a state agency, either as a party to a proceeding or as a mediator.

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